

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Klipsch Group, Inc.,

Plaintiff,

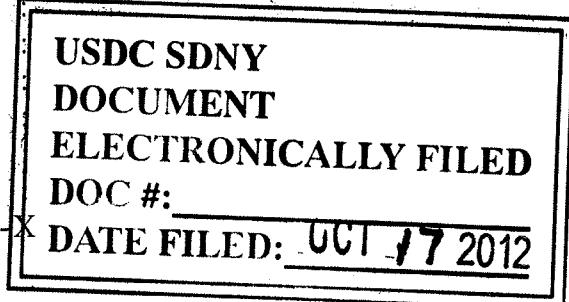
12 Civ. 6283 (AJN)

-v-

Big Box Store Ltd. d/b/a BigBoxStore.com and
BigBoxSave.com, *et al.*,

Defendants.

ORDER



ALISON J. NATHAN, District Judge:

In the parties' briefing addressing the October 16, 2012 Order to Show Cause (Docket # 73), the Court is interested in seeing the parties address (1) Plaintiff's argument that statutory damages under the Lanham Act constitute equitable relief (Pl. Mem. of Law in Support of Stay Pending Appeal at 7-8) in light of the Supreme Court's decision in *Feltner v. Columbia Pictures Television, Inc.*, 523 U.S. 340 (1998) and (2) the question of whether the accounting to which Plaintiff is entitled encompasses statutory damages even if the Court determines that those statutory damages are not equitable in nature.

Plaintiff shall docket its Memorandum of Law and Declaration in support of a stay pending appeal forthwith.

SO ORDERED.

Dated: October 17, 2012
New York, New York



ALISON J. NATHAN
United States District Judge